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PTO/SB/97 (07-08)

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26,615

330-653-3113

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*Response to Notice of  
Non-Compliant Amendment*

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FEB 24 2010

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of )  
 )  
HODGE, Philip C., et al. )  
 )  
10/780,271 )  
 )


Group Art Unit 2162  
Examiner Robert Stevens  
Confirmation No. 2235  
Customer No. 91103

Filed February 17, 2004

For "REAL TIME DATA  
MANAGEMENT APPARATUS,  
SYSTEM AND METHOD"

## CERTIFICATE OF FACSIMILE/MAIL

I hereby certify that this correspondence is being facsimile transmitted to the USPTO at 571-273-8300 or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 24th day of February, 2010.

  
George W. Moxon II

## TRANSMITTAL SHEET

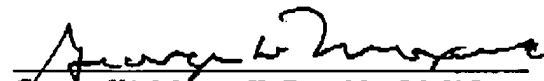
Enclosed are the following documents:  
Response to Office Action

Pursuant to 37 CFR 1.121 in response to the Notice of Non-Compliant Amendment sent on February 16, 2010, the prior Office Action Response is being restated to properly label a status identifier (for Claim 43), which was inadvertently marked incorrectly.

## AUTHORIZATION TO CHARGE DEPOSIT ACCOUNT

The Director is hereby authorized, if necessary, to charge payment of any fees associated with this communication or credit any overpayment to Deposit Account No. 50-5061 (110308.0005).

Respectfully submitted,

  
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